



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

February 12, 1996

Mr. Ron M. Pigott
Assistant General Counsel
Legal Services
Texas Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR96-0170

Dear Mr. Pigott:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 38227.

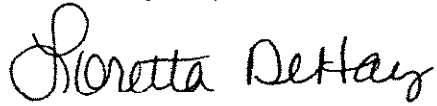
The Department of Public Safety (the "department") has received a request for criminal history record information ("CHRI") on a named individual. You contend that the requested information is confidential under section 552.101 of the Government Code in conjunction with section 411.083 of the Government Code. We agree.

Section 411.083(a) of the Government Code deems confidential criminal history records that the department maintains. The department may only release CHRI to the individuals and entities specified in section 411.083(b). It is not apparent that any of the provisions allowing access to CHRI apply to the requestor. Therefore, the department must withhold the requested records.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, reading "Loretta DeHay". The signature is written in a cursive, flowing style.

Loretta R. DeHay
Assistant Attorney General
Open Records Division

LRD/ch

Ref.: ID# 38227

Enclosures: Submitted documents

cc: Mr. Jeff Gaffney
P.O. Box 15276
Portland, OR 97214
(w/o enclosures)